

HEINONLINE

Citation: 51 Fed. Reg. 8199 1986

Content downloaded/printed from
HeinOnline (<http://heinonline.org>)
Wed Jul 25 09:27:31 2012

- Your use of this HeinOnline PDF indicates your acceptance of HeinOnline's Terms and Conditions of the license agreement available at <http://heinonline.org/HOL/License>
- The search text of this PDF is generated from uncorrected OCR text.

Drafting Information

The drafters of this notice are LCDR Steven P. Mojonner, project officer for the Captain of the Port, and LT Joseph R. McFaul, project attorney, Eleventh Coast Guard District Legal Office.

Discussion of Comments

One commenter, a marine biologist with San Diego State University, stated that these regulations would restrict access to the NOSC Tower for research on marine species that are unique to that environment. He stated that they have enjoyed unrestricted access to the tower for their research, and that restricting that access would significantly impact on their scientific research. The commenter stated that he has not routinely sought or obtained NOSC permission to collect specimens at that location. In the past, the Captain of the Port, San Diego, has been requested by NOSC to assist in removing unauthorized persons from the area around the tower, because of sensitive or dangerous projects in place there. A key provision of these regulations is the ability of the Captain of the Port and certain Naval commanders to allow access to the area of the security zone under certain conditions. Access to the tower can be permitted if the necessary permission has been obtained. These regulations will enhance safety of the public by providing for contact between prospective visitors to the tower and the tower operators to ensure there is no danger to visitors during the planned visit. No change has been made to the regulations as a result of this comment.

Another commenter from the Defense Mapping Agency pointed out that the latitude of the research tower was described in error as 32°46.4' N. It should read 32°46.4' N, and has been corrected accordingly.

This regulation is issued pursuant to 50 U.S.C. 191 as set out in the authority citation for all of Part 165.

Economic Assessment and Certification

These regulations are considered to be non-major under Executive Order 12291 on Federal Regulation and non-significant under Department of Transportation regulatory policies and procedures (44 FR 11034; 26 February 1979). The economic impact has been found to be so minimal that a full regulatory evaluation is unnecessary. The area within the zone is a small area outside the normal shipping channels. The only vessels normally using these waters are U.S. Naval vessels. There will be minimal effect on routine navigation.

Since the impact of these regulations is expected to be minimal, the Coast Guard certifies that they will not have a significant economic impact on a substantial number of small entities.

List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Security measures, Vessels, Waterways.

Final Regulation .

In consideration of the foregoing, Part 165 of Title 33, Code of Federal Regulations is amended as follows:

PART 165—[AMENDED]

1. The authority citation for Part 165 continues to read as follows:

Authority: 33 U.S.C. 1225 and 1231; 50 U.S.C. 191; 49 CFR 1.46 and 33 CFR 1.05-1(g), 6.04-1, 6.04-6, and 33 CFR 160.5.

2. In Part 165, a new § 165.1101 is added to read as follows:

§ 165.1101 Security Zone: Pacific Ocean off Mission Beach, San Diego, California.

(a) *Location.* The following area is a security zone: The water area within 100 yards (92 meters) of the Naval Ocean Systems Center Research Tower (Light List Number 6) located approximately 0.9 mile off Mission Beach, San Diego, California at latitude 32°46.4' N, longitude 117°16.1' W.

(b) *Regulations.* In accordance with the general regulations in § 165.33 of this part, entry into the area of this zone is prohibited unless authorized by the Captain of the Port, the Commander, Naval Base, San Diego, or the Commander, Naval Ocean Systems Center, San Diego. Section 165.33 also contains other general requirements.

Dated: February 24, 1986.

E.A. Harmes,
Commander, U.S. Coast Guard, Captain of the Port, San Diego, California.

[FR Doc. 86-5153 Filed 3-7-86; 8:45 am]

BILLING CODE 4910-14-M

asbestos standard that was published April 5, 1984 (49 FR 13658). This action is necessary to correct typographical errors.

FOR FURTHER INFORMATION CONTACT:

Mr. Sims Roy, Standards Development Branch, ESED (MD-13), U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711, telephone (919) 541-5578.

Dated: March 3, 1986.

Charles L. Elkins, -

Acting Assistant Administrator for Air and Radiation.

PART 61—[AMENDED]

40 CFR Part 61 is amended as follows:

1. The authority citation for Part 61 continues to read as follows:

Authority: Secs. 101, 112, 114, 116, 301, Clean Air Act as amended (42 U.S.C. 7401, 7412, 7414, 7416, 7601).

2. In § 61.152 of Subpart M, the introductory text is corrected to read as follows:

§ 61.152 Standard for waste disposal for manufacturing, demolition, renovation, spraying, and fabricating operations.

Each owner or operator of any source covered under any of the provisions of §§ 61.144, 61.147, 61.148, and 61.149 shall:

* * * * *

§ 61.154 [Corrected]

3. In section 61.154 the introductory text of paragraph (a) is corrected to read as follows:

(a) The owner or operator who elects to use air cleaning, as permitted by §§ 61.142, 61.144(b)(2), 61.147(c)(2), 61.147(d)(2), 61.148(b)(2), 61.149(b)(2), 61.151(b), 61.151(c)(1)(ii), 61.152(b)(1)(ii), and 61.152(b)(2)(ii) shall:

* * * * *

[FR Doc. 86-5162 Filed 3-7-86; 8:45 am]

BILLING CODE 6560-50-M

DEPARTMENT OF TRANSPORTATION**Federal Highway Administration****49 CFR Part 391****Qualification and Disqualification of Drivers; Technical Amendment**

AGENCY: Federal Highway Administration (FHWA), DOT.

ACTION: Correction to final rule.

SUMMARY: This document corrects the final rule concerning disqualification of drivers for criminal offenses that appeared at page 44215 in the Federal

ENVIRONMENTAL PROTECTION AGENCY**40 CFR Part 61**

[AD-FRL-2981-2]

National Emission Standards for Hazardous Air Pollutants: Asbestos Standard; Correction

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule; correction.

SUMMARY: This document corrects a final rule for amendments to the